

Entered on Docket April 24, 2007 1:- By

Hon. Linda B. Riegle United States Bankruptcy Judge

5

1

2

3

4

6

8

9

10

11

12

1314

15

16

17 18

19

20

21

22

2324

25

26

DIAMOND MCCARTHY LLP

909 Fannin, Suite 1500 Houston, Texas 77010 Telephone (713) 333-5100 Facsimile (713) 333-5199

Allan B. Diamond, TX State Bar No. 05801800 Email: adiamond@diamondmccarthy.com Eric D. Madden, TX State Bar No. 24013079 Email: emadden@diamondmccarthy.com

Special Litigation Counsel for USACM Liquidating Trust

LEWIS AND ROCA LLP

3993 Howard Hughes Parkway, Suite 600 Las Vegas, NV 89169-5996 Telephone (702) 949-8320 Facsimile (702) 949-8321

Susan M. Freeman, AZ State Bar No. 004199 Email: sfreeman@lrlaw.com Rob Charles, NV State Bar No. 006593 Email: rcharles@lrlaw.com

Counsel for USACM Liquidating Trust

UNITED STATES BANKRUPTCY COURT DISTRICT OF NEVADA

In re:

USA COMMERCIAL MORTGAGE COMPANY,

USA CAPITAL REALTY ADVISORS, LLC,

USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,

USA CAPITAL FIRST TRUST DEED FUND, LLC,

USA SECURITIES, LLC,

Debtors.

Affects:

☐ All Debtors

☑ USA Commercial Mortgage Company

☐ USA Capital Realty Advisors, LLC

☐ USA Capital Diversified Trust Deed Fund, LLC

☐ USA Capital First Trust Deed Fund, LLC

☐ USA Securities, LLC

Case No. BK-S-06-10725-LBR Case No. BK-S-06-10726-LBR

Case No. BK-S-06-10/26-LBR Case No. BK-S-06-10727-LBR

Case No. BK-S-06-10728-LBR

Case No. BK-S-06-10729-LBR

CHAPTER 11

Jointly Administered Under Case No. BK-S-06-10725 LBR

ORDER REQUIRING DOWNEY BRAND, LLP TO PRODUCE ONE OR MORE REPRESENTATIVES FOR EXAMINATION PURSUANT TO FEDERAL RULE OF BANKRUPTCY PROCEDURE 2004

[No hearing required]

The USACM Liquidating Trust (the "Trust") having filed a Motion for Order Requiring Downey Brand, LLP to Produce One or More Representatives for Examination

Pursuant to Federal Rule of Bankruptcy Procedure 2004 (the "Motion"), the Motion 1 having been submitted to this Court, and good cause appearing, 2 IT IS HEREBY ORDERED that Downey Brand, LLP ("Downey Brand") produce 3 one or more representatives, as set forth in subpoenas to be issued under Federal Rule of 4 5 Bankruptcy Procedure 9016, to appear for examination at the law office of Lewis and 6 Roca, LLP, 3993 Howard Hughes Parkway, Suite 600, Las Vegas, Nevada 89169, on a 7 business day no earlier than ten (10) days after the filing of the Motion and no later than 8 May 15, 2007 (or at such other mutually agreeable location, date, and time), and 9 10 continuing from day to day thereafter until completed. 11 Prepared by: 12 DIAMOND MCCARTHY LLP LEWIS AND ROCA LLP 13 14 By: /s/Eric D. Madden By: /s/Rob Charles Allan B. Diamond, TX 05801800 (pro hac vice) Susan M. Freeman, AZ 4199 (pro hac vice) 15 William T. Reid, IV, TX 00788817 (pro hac vice) Rob Charles, NV 6593 Eric D. Madden, TX 24013079 (pro hac vice) 3993 Howard Hughes Parkway, Suite 600 16 Erin E. Jones, TX 24032478 (pro hac vice) Las Vegas, Nevada 89169-5996 17 909 Fannin, Suite 1500 (702) 949-8320 (telephone) Houston, Texas 77010 (702) 949-8321 (facsimile) 18 (713) 333-5100 (telephone) (713) 333-5199 (facsimile) 19 Counsel for USACM Liquidating Trust 20 Special Litigation Counsel for USACM Liquidating Trust 21 22 ### 23 24 25

26